IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 7TH DECEMBER 2006 / 16TH AGRAHAYANA 1928

WP(C).No. 32297 of 2006(T)

PETITIONER:

MUHAMMEDKUTTY,
MAYYERI HOUSE, VALAVANNUR, TIRUR TALUK.

BY ADV. SRI.A.KRISHNAN

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY THE HOME SECRETARY, TRIVANDRUM.

2. THE CIRCLE INSPECTOR OF POLICE,
VALANCHERRY.

3. THE STATION HOUSE OFFICER,
KALPAKANCHERRY POLICE STATION.

4. THE SUB DIVISIONAL MAGISTRATE, TIRUR.

BY GOVT.PLEADER SRI.M.A.FAYAZ.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.32297 OF 2006-T

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Dated this the 7th day of December, 2006.

JUDGMENT

The impugned order is one stated to have been passed under Section 102 of the Code of Criminal Procedure. If that be so, the petitioner will have an adequate alternate remedy under the Code of Criminal Procedure. Without prejudice to the same and in view of the availability of such a remedy, this writ petition is dismissed.

Sd/-

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-
-true copy-

P.S.to Judge.